

Attorneys for defendant

MARLENE G. MEYER,  
  
Plaintiff,  
  
v.  
  
ARG ENTERPRISES, INC. aka STUART  
ANDERSON'S CATTLE COMPANY  
RESTAURANTS,  
  
Defendant.

Case 3:05-cv-00239-TMB

This court having considered defendant's Motion in Limine to Exclude the Testimony of Plaintiff's Expert, Richard Button, hereby finds that defendant's motion is well-taken. Mr. Button's qualifications are in design. Given that the building code has no directly applicable standards and there is no question as to whether the location of the accident in

question was designed correctly, but Mr. Buttons' expertise does not apply. The question is an issue of maintenance and not design standards.

Dated: \_\_\_\_\_

By: \_\_\_\_\_  
Timothy M. Burgess  
U.S. District Court Judge

LAW OFFICES  
RICHMOND & QUINN  
A PROFESSIONAL CORPORATION  
360 K STREET, SUITE 200  
ANCHORAGE, ALASKA 99501-2038  
(907) 276-5727  
FAX (907) 276-2953

PROPOSED ORDER

MEYER v. ARG ENTERPRISES, INC., CASE NO. 3:05-cv-00239-TMB  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was electronically served this 26th day of February, 2007 to:

Robert J. Jrasek  
PENTLARGE LAW GROUP  
1400 W. Benson Blvd., Ste. 550  
Anchorage, Alaska 99503

/s/ William A. Earnhart  
RICHMOND & QUINN

2043\005\PLD\ORDER (MOTION IN LIMINE)

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